

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

IN RE LORAZEPAM & CLORAZEPATE  
ANTITRUST LITIGATION

MDL Docket No. 1290  
Misc. No. 99ms276

This Order applies to:

All Actions

**FILED**

OCT 14 2003

NANCY MAYER WHITTINGTON, CLERK  
U.S. DISTRICT COURT

**ORDER**

Pending before the Court is Defendants' Motion to Compel [# 320]. This motion invokes a great deal of history in this case, and is related to many other motions (e.g., Motion for Curative Notice to Certain Class Members; Class Plaintiffs' Motion for Protective Order) that raised nearly identical factual and legal issues but which are now moot as a result of the Direct Purchaser Final Settlement Approval of June 16, 2003.

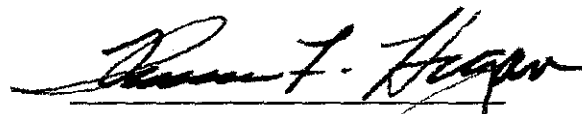
Having fully considered the Motion to Compel, as well as the submissions of the parties and the subpoena recipients regarding the continued relevance of that motion, the Court finds under the liberal rules of discovery that the information sought by the Defendants is relevant. In light of the procedural posture of this case, the Court need not delve into the concerns raised of alleged improper conduct related to the use of discovery. Any disputes as to the scope of this discovery can be resolved at the request of the parties by a Magistrate Judge.

Accordingly, it is hereby

**ORDERED** that the motion is **GRANTED**.

**SO ORDERED.**

October 10, 2003

  
Thomas F. Hogan  
Chief Judge